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7

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 JOSE ENRIQUE OROPEZA,

15 Defendant.
16
17
18

Case No. 1:23-cr-00033-ADA-BAM-3

STIPULATION TO MODIFY CONDITION OF
PRETRIAL RELEASE; ORDER

19 IT IS HEREBY STIPULATED, by and between the parties, through their respective
20 counsel, Assistant United States Attorney Antonio Pataca, counsel for plaintiff, and Assistant
21 Federal Defender Reed Grantham, counsel for defendant Jose Enrique Oropeza, that the Court
22 modify Mr. Oropeza's conditions of pretrial release initially imposed on March 31, 2023, *see*
23 Dkt. #18, and modified on April 4, 2023, *see* Dkt. #24, and on June 1, 2023, *see* Dkt. #74.
24 Specifically, the parties stipulate that the Condition (7)(m) of Mr. Oropeza's conditions of
25 pretrial release be removed. Condition (7)(m) provides that Mr. Oropeza:

26 [P]articipate in the following Location Monitoring program
27 component and abide by all the requirements of the program, which
28 will include having a location monitoring unit installed in your
residence and a radio frequency transmitter device attached to your
person. You must comply with all instructions for the use and

1 operation of said devices as given to you by the Pretrial Services
2 Agency and employees of the monitoring company. You must pay
3 all or part of the costs of the program based upon your ability to pay
4 as determined by the pretrial services officer. CURFEW: You are
5 restricted to your residence every day from 9:00 p.m. to 6:00 a.m.,
6 or as adjusted by the Pretrial Services office or supervising officer,
7 for medical, religious services, employment, or court-ordered
8 obligations.

9
10 Dkt. #18 at 2. This condition was modified in part in a stipulation submitted by the parties and
11 signed by the Court on April 4, 2023. *See* Dkt. #24. At that time, Condition (7)(m) was modified
12 as set forth below:

13 CURFEW: You are restricted to your residence every Monday
14 through Friday (or on any working day) from 11:00 p.m. to 6:00
15 a.m., and every Saturday and Sunday from 9:00 p.m. to 6:00 a.m. or
16 as adjusted by the Pretrial Services office or supervising officer, for
17 medical, religious services, employment, or court-ordered
18 obligations.

19 Dkt. #24 at 2. This change was to accommodate Mr. Oropeza's work schedule. *See* Dkt. #24 at 2.

20 Mr. Oropeza has now been released on conditions since March 31, 2023. *See* Dkt. #16,
21 18. Since that time, he has been subject to a location monitoring condition at the curfew level.
22 Over this period of time—approximately 15 months—he has been in compliance with all of his
23 terms and conditions of pretrial release, including the location monitoring condition. In light of
24 this, and after consultation with the Pretrial Services Office in both the Central and Eastern
25 Districts of California, the parties are in agreement to remove Condition (7)(m).

26 All other terms and conditions of Mr. Oropeza's pretrial release, previously imposed,
27 shall remain in full force and effect.

28
Respectfully submitted,

PHILLIP A. TALBERT
United States Attorney

Dated: August 7, 2024

/s/ Antonio Pataca
ANTONIO PATACA
Assistant United States Attorney
Attorney for Plaintiff

HEATHER E. WILLIAMS
Federal Defender

Date: August 7, 2024

/s/ Reed Grantham
REED GRANTHAM
Assistant Federal Defender
Attorney for Defendant
JOSE ENRIQUE OROPEZA

ORDER

The above term and condition of Mr. Oropeza's pretrial release, previously imposed on March 31, 2023, and modified on April 4, 2023, is hereby removed as set forth above. All other conditions previously imposed remain in full force and effect.

IT IS SO ORDERED.

Dated: August 7, 2024

/s/ Eric P. Gray
UNITED STATES MAGISTRATE JUDGE